

**MINUTES OF THE
BUSINESS AND LABOR INTERIM COMMITTEE**

Wednesday, May 21, 2003 – 9:00 a.m. – Room 403 State Capitol

Members Present:

Sen. Parley G. Hellewell, Senate Chair
Rep. Katherine M. Bryson, House Chair
Sen. Curtis S. Bramble
Sen. Dan R. Eastman
Sen. Thomas Hatch
Sen. Ed P. Mayne
Rep. J. Stuart Adams
Rep. Jeff Alexander
Rep. Jackie Biskupski
Rep. Craig W. Buttars
Rep. David Clark
Rep. James A. Dunnigan
Rep. Ben C. Ferry
Rep. Neil A. Hansen

Rep. Todd E. Kiser
Rep. Michael T. Morley
Rep. R. Curt Webb

Members Absent:

Sen. Gene Davis
Rep. Stephen D. Clark
Rep. Carl W. Duckworth

Staff Present:

Ms. Mary Catherine Perry, Policy Analyst
Mr. Patricia Owen, Associate General
Counsel
Ms. Sandra Wissa, Legislative Secretary

Note: A list of others present and a copy of materials can be found at <http://le.utah.gov> or by contacting the committee secretary at 538-1032.

1. Committee Business

Chair Hellewell called the meeting to order at 9:07 a.m. He excused Rep. Duckworth from the meeting.

MOTION: Rep. Hansen moved to approve the minutes of the April 16, 2003 meeting. The motion passed unanimously. Absent for the vote were Sen. Davis, Rep. Alexander, Rep. D. Clark, Rep. S. Clark, and Rep. Duckworth.

2. Disclosure of Commercial Pest Control Business Financial Responsibility

Ms. Mary Catherine Perry reviewed "Regulation of Pest Control Businesses in Utah" which was distributed to the Committee prior to the meeting.

Rep. David Clark introduced how pest control businesses are regulated in Utah and discussed concepts included in H.B. 259 "Disclosure of Commercial Pest Control Business Financial Responsibility" (introduced 2003 General Session).

Mr. Lee Bracken, Bracken Farms, spoke to the Committee concerning this issue.

Mr. Richard Wilson, Director, and Mr. Clark Burgess, Division of Plant Industry, Department of Agricultural and Food, reviewed and distributed "Insurance Requirements of Pesticides Applicators." They also answered questions from the Committee.

Committee discussion followed.

3. Construction Contracting Issues

Ms. Owen distributed and reviewed "Framing the Issues: Quick Overview of Concepts Related to Residence Lien Restriction and Lien Recovery Fund Act."

Rep. Morley introduced the issue to the Committee.

Mr. Darryl Bostwick, Bostwick & Price, spoke on this issue to the Committee.

Mr. Roy Jensen, Chair, Lien Recovery Fund Advisory Board, spoke to the Committee.

Mr. Ted Boyer, Executive Director, Department of Commerce, addressed the Committee on this issue and answered questions. Mr. Boyer indicated that he would report to the Committee this fall on his department's study of the viability of the Residence Lien Recovery Fund.

Mr. Earl Webster, Coordinator, Lien Recovery Fund, answered questions from the Committee.

Mr. Richard Thorn, President/CEO, Associated General Contractors; Mr. Tasman Biesinger, Utah Home Builders Association; and Mr. John Young, Legal Counsel, Utah Mechanical Contractors Association, spoke to the Committee.

Mr. Tony Patterson, Attorney General's Office, spoke to the Committee.

4. Other Items / Adjourn

MOTION: Sen. Bramble moved to adjourn the meeting. The motion passed unanimously. Rep. S. Clark, Rep. Duckworth, and Rep. Ferry were absent for the vote.

Chair Hellewell adjourned the meeting at 11:36 a.m.